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CONSOL ENERGY™

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AUG 17 2009

DIV. OF OIL, GAS & MINING

C/015/015 Incoming cc: Steve
Consolidation Coal Company

P.O. Box 566
Sesser, IL 62884
(618) 625-2041

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August 11, 2009

Carl R. Johnston
Office of Surface Mining
Natural Resource Specialist
Utah Federal Lands Coordinator
P.O. Box 46667
Denver CO 80201-6667

Re: Consolidation Coal Company Emery Deep Mine Permit C/015/015
Zero Zero north LBA, UTU 86038

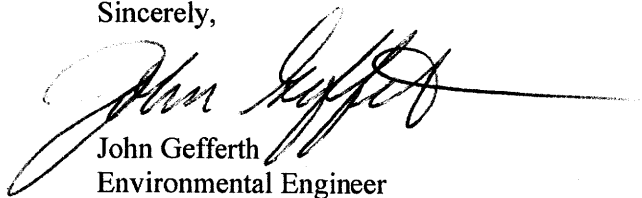
Dear Mr. Johnston:

Per our recent phone conversations and emails, Consol is in the process of obtaining the right to mine federal lease UTU 86038. The tract contains 120 acres of federal coal and 40 acres of federal (BLM) surface. The lease sale has been scheduled for September 3, 2009. It is our desire to try to fast track the DOGM and federal approval process due to operations mining near this tract. Enclosed please find a cd ROM containing the data we discussed on the phone last week. The data consists of the complete Environmental Assessment of the tract, the backup reports and data, a signed copy of the Decision Record/Finding of No Significant Impact, data sheet and a location map. Due to the DOGM/BLM MOA, a concurrence memo from SHPO was not required on this project. I am currently working with DOGM/SHPO/BLM/Montgomery Archeology to obtain the necessary approval. Once I receive the concurrence memo I will forward it to your office. I will also forward the BLM R2P2 sign off once it is obtained, as well as the DOGM submittal.

If there is additional data that I can provide to expedite your review please do not hesitate to request it.

If you have any questions concerning this request, please call me at (618) 625-6850.

Sincerely,



John Gefferth
Environmental Engineer

Attachments

Cc Steve Christensen DOGM-Salt Lake

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